



IGW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Michael D. Edgerton et al..

Art Unit: 1638

Serial No: 10/732,923

Filed : 12/10/2003

For: Transgenic Plants with Improved Phenotypes

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
AND THIRD PRELIMINARY AMENDMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Responsive to the Notice of Non-Compliant Amendment mailed 03/07/2005 with a non-extendable ONE MONTH period to supply the corrected section, applicants submit herewith a third preliminary amendment with a proper claim identifier for each claim. Because of the reduction in claims no additional claim fees are due.

Preliminary Amendment - Please amend the claims as indicated in the following listing.

Certificate of Mailing – I certify that this communication is being deposited with the U.S. Postal Service as first class mail addressed as indicated above on March 21, 2005.

Respectfully submitted,

Thomas E. Kelley
Reg. No. 29,938
Applicant's Attorney
Phone: 860-572-5274